

United States District Court  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

LYNN B. MCNEELEY, JR.,  
Plaintiff,

V.

MICHAEL J. ASTRUE,  
*Commissioner of Social Security,*  
Defendant.

$$\begin{array}{c} ) \\ ) \\ ) \\ ) \\ ) \\ ) \\ ) \\ ) \end{array}$$

**JUDGMENT IN A CIVIL CASE**  
**CASE NO. 5:11-CV-609-D**

### Decision by the Court:

**IT IS ORDERED AND ADJUDGED** that Plaintiff's Motion for Judgment on the Pleadings [D.E. 13] is **DENIED**, Defendant's Motion for Judgment on the Pleadings [D.E. 16] is **GRANTED**, Defendant's final decision is **AFFIRMED**, and this action is **DISMISSED**. The Clerk shall close the case.

THE ABOVE JUDGMENT WAS ENTERED TODAY, **FEBRUARY 11, 2013**, WITH A COPY TO:

Elizabeth F. Lunn (via CM/ECF electronic notification)  
Wanda D. Mason (via CM/ECF electronic notification)

February 11, 2013  
Date

JULIE A. RICHARDS, Clerk

Eastern District of North Carolina

/s/Debby Sawyer

(By) Deputy Clerk

Raleigh, North Carolina